

## Message Text

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15

ACTION EUR-12

INFO OCT-01 AF-04 ISO-00 SAM-01 CIAE-00 DODE-00 PM-03 H-01

INR-05 L-02 NSAE-00 NSC-05 PA-01 RSC-01 PRS-01 SP-02

SS-15 USIA-06 /060 W

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R 261053Z DEC 74

FM AMEMBASSY LISBON

TO SECSTATE WASHDC 1314

INFO AMEMBASSY LONDON

AMEMBASSY MADRID

AMEMBASSY PARIS

AMCONSUL LUANDA

AMCONSUL LOURENCO MARQUES

AMCONSUL OPORTO

AMCONSUL PONTA DELGADA

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EO 11652: N/A

TAGS: PINT, PO

SUBJ: FINAL PORTION OF ELECTORAL LAW PUBLISHED

REF: LISBON 4640

1. PART TWO (AND FINAL) SECTION OF ELECTORAL LAW WHICH WILL REGULATE ELECTIONS FOR CONSTITUENT ASSEMBLY HAS BEEN SIGNED INTO LAW BY PRESIDENT COSTA GOMES. ALTHOUGH A NUMBER OF DRAFTING CHANGES WERE MADE IN PART TWO, MAJOR FEATURES AS REPORTED IN REFTEL SURVIVED SCRUTINY IN CABINET AND COUNCIL OF STATE. FULL TEXT POUCHED INR AND EUR/IB.

2. ONLY SIGNIFICANT CHANGE FROM DRAFT LANGUAGE WAS THAT SECTION OF LAW WHICH WOULD HAVE REQUIRED A PARTY TO OBTAIN AT LEAST 5 PERCENT OF TOTAL VOTES CAST IN NATION IN ORDER TO HAVE ANY OF ITS VOTES COUNT. IN FACE OF WIDESPREAD CRITICISM OF THIS FEATURE OF DRAFT LAW BY REPRESENTATIVES OF SMALLER  
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PARTIES (MONARCHISTS-PPM; CHRISTIAN DEMOCRATS-PDC; AND MYRIAD

FAR LEFT GROUPS) AS WELL AS BY LAWYERS WHO RIGHTLY NOTED THAT THIS PROVISION INVALIDATED CONCEPT OF PROPORTIONAL REPRESENTATION WHICH SUPPOSED TO GUIDE ELECTIONS, THIS FEATURE OMITTED FROM FINAL VERSION OF LAW. (COMMENT: IN ADDITION TO MONARCHISTS AND PDC, IT APPEARS TO AT MES, LUAR, AND MRPP WILL RUN CANDIDATES IN ELECTION. REGIONAL PARTIES MIGHT ALSO DECIDE TO PARTICIPATE AS WELL.)

3. OTHER ITEMS OF NOTE IN NEW LAW ARE THAT 3 MEMBERS OF AFM WILL BE INCLUDED IN ELECTORAL WATCHDOG GROUP KNOWN AS NATIONAL ELECTORAL COMMISSION. DRAFT LAW WOULD HAVE EXCLUDED MILITARY REPS FROM THIS ORGAN, WHICH WILL HAVE EXTENSIVE POWERS AND RESPONSIBILITY FOR ENSURING ELECTION FAIR. MILITARY UNDERSTANDABLY FELT ITS REPS SHOULD BE INVOLVED IN THIS ORGANIZATION'S WORK.

4. ACCORDING TO THIS LAW, FEB 10 IS DEADLINE FOR ANNOUNCEMENT BY GOP OF NUMBER OF DEPUTIES IN EACH DISTRICT FOR WHICH VARIOUS PARTIES WILL COMPETE. PARTIES WILL HAVE UNTIL FEB 15 TO PRESENT THEIR CANDIDATES.  
SCOTT

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## Message Attributes

**Automatic Decaptioning:** X  
**Capture Date:** 01 JAN 1994  
**Channel Indicators:** n/a  
**Current Classification:** UNCLASSIFIED  
**Concepts:** ELECTION LAW, NATIONAL ELECTIONS, POLITICAL PARTIES, CANDIDATES, ELECTION CAMPAIGNS, ELECTION CANDIDATES  
**Control Number:** n/a  
**Copy:** SINGLE  
**Draft Date:** 26 DEC 1974  
**Decaption Date:** 01 JAN 1960  
**Decaption Note:**  
**Disposition Action:** RELEASED  
**Disposition Approved on Date:**  
**Disposition Authority:** ShawDG  
**Disposition Case Number:** n/a  
**Disposition Comment:** 25 YEAR REVIEW  
**Disposition Date:** 28 MAY 2004  
**Disposition Event:**  
**Disposition History:** n/a  
**Disposition Reason:**  
**Disposition Remarks:**  
**Document Number:** 1974LISBON05614  
**Document Source:** CORE  
**Document Unique ID:** 00  
**Drafter:** n/a  
**Enclosure:** n/a  
**Executive Order:** N/A  
**Errors:** N/A  
**Film Number:** D740374-0996  
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**Image Path:**  
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**Line Count:** 82  
**Locator:** TEXT ON-LINE, ON MICROFILM  
**Office:** ACTION EUR  
**Original Classification:** LIMITED OFFICIAL USE  
**Original Handling Restrictions:** n/a  
**Original Previous Classification:** n/a  
**Original Previous Handling Restrictions:** n/a  
**Page Count:** 2  
**Previous Channel Indicators:**  
**Previous Classification:** LIMITED OFFICIAL USE  
**Previous Handling Restrictions:** n/a  
**Reference:** 74 LISBON 4640  
**Review Action:** RELEASED, APPROVED  
**Review Authority:** ShawDG  
**Review Comment:** n/a  
**Review Content Flags:**  
**Review Date:** 07 MAY 2002  
**Review Event:**  
**Review Exemptions:** n/a  
**Review History:** RELEASED <07 MAY 2002 by boyleja>; APPROVED <25 MAR 2003 by ShawDG>  
**Review Markings:**

Declassified/Released  
US Department of State  
EO Systematic Review  
30 JUN 2005

**Review Media Identifier:**  
**Review Referrals:** n/a  
**Review Release Date:** n/a  
**Review Release Event:** n/a  
**Review Transfer Date:**  
**Review Withdrawn Fields:** n/a  
**Secure:** OPEN  
**Status:** NATIVE  
**Subject:** FINAL PORTION OF ELECTORAL LAW PUBLISHED  
**TAGS:** PINT, PO  
**To:** STATE  
**Type:** TE  
**Markings:** Declassified/Released US Department of State EO Systematic Review 30 JUN 2005